

File 5/05/003

Task ID # 1913

RECEIVED

0005

Form MR-Site/Bond Release
(December 21, 2006)

AUG 10 2007

Application for Site and/or Bond Release DIV. OF OIL, GAS & MINING

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|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------|
| Operator/Permittee: <u>PAUL FITZGERALD CONTRACTORS</u> | |
| Mine/Project Name: <u>Heber Red</u> | |
| File Number: <u>5510003</u> | |
| Check One: <input type="checkbox"/> Large Mine <input checked="" type="checkbox"/> Small Mine <input type="checkbox"/> Exploration | |
| Check one: <input type="checkbox"/> Partial Release of a <u>portion</u> of the mine site: Acres to be released: _____ Acres Remaining: _____ Specify Area: _____ <input type="checkbox"/> Full Release of a <u>portion</u> of the mine site: Acres to be released: _____ Specify Area: _____ (A new map will need to be provided for the Notice of plan removing the released area from the disturbed or bonded area.) <input type="checkbox"/> Partial Release of entire mine site: Total Acres to be released: _____ (Backfilling and grading are completed) <input checked="" type="checkbox"/> Full Release of entire mine site: Total Acres to be released: <u>5</u> (Vegetation is established and has survived three growing seasons.) | |
| Amount of Existing Surety: <u>\$5400.00</u> | |
| Amount of Surety requested for release: <u>\$5400.00</u> | |
| Reason for Bond Release Request: <u>Closing mine</u> | |
| Complete this section if the money released from this application is to be used as surety for future disturbance. Release bond on: _____ Acres (specify area) _____ Apply Bond to: _____ Acres (specify area) _____ | |
| Check Applicable Boxes | DESCRIPTION of RECLAMATION ACTIVITIES COMPLETED (Describe any variance(s) that have been granted, date activity completed) |
| <input type="checkbox"/> Wells Plugged / shafts sealed | |
| <input checked="" type="checkbox"/> Disposal of debris & other materials incident to mining | |

0005

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| | |
| Drainages, reestablished & stable | |
| Structures demolished / removed | |
| Regrading Completed – Slopes, pits, highwalls in stable condition | |
| Meets Postmining Land Use (Indicate Landuse) | |
| Roads Reclaimed | |
| Dams, Impoundments, Ditches, Pits reclaimed | |
| Topsoil respread – amendments added | |
| Erosion Controlled | |
| Vegetation meets 70% of premining cover and has survived three years for full bond release – or has survived one year growing season to maintain small mine status. | |

This has been completed See inspection Report Inspector: Lynn Kunkler

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments and obligations, herein.

Paul Fitzgerald
Print Name

Paul Fitzgerald owner
Sign Name, Position

8-7-07
Date

Return to:

State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Phone: (801) 538-5291 Fax: (801) 359-3940

| | |
|----------------------------|------|
| FOR DOGM USE ONLY: | |
| File #: | M/ / |
| Approved: | |
| Bond Adjustment: from (\$) | |
| to \$ | |

ONFORMS Bonding Forms\Bond-Release\site-bond-release-applic.doc



JON M. HUNTSMAN, JR.
Governor
GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

Inspection Report
Minerals Regulatory Program
July 16, 2007

Supervisor DRH

Mine Name: Heber Red Quarry
Operator Name: Paul Fitzgerald Contractors

Permit number: S/051/003
Inspection Date: July 16, 2007
Time: 12:30 pm

Inspector(s): Lynn Kunzler, DOGM
Other Participants: None
Mine Status: Inactive

| Elements of Inspection | Evaluated | Comment | Enforcement |
|-----------------------------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| 1. Permits, Revisions, Transfer, Bonds | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Public Safety (shafts, adits, trash, signs, highwalls) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. Protection of Drainages / Erosion Control | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Deleterious Material | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. Roads (maintenance, surfacing, dust control, safety) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Concurrent Reclamation | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. Backfilling/Grading (trenches, pits, roads, highwalls, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. Soils | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 9. Revegetation | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Purpose of Inspection:

This was a routine inspection while in the area.

Inspection Summary:

This site was inactive. It appeared that there has been no activity for some time (grass was growing between the grouser tracks on the trackhoe). Only 28 ton of rock was reported quarried since 2002. Other than a couple of small (ca. 10-20 cu yds) piles, it appeared as if most of the area had been regarded and possibly seeded (highwalls were sloped to between 2h:1v and 3h:1v slope. Vegetation has established over the area (currently about 50% ground cover - surrounding vegetation was estimated at 70% cover). Species observed included aster, horehound, oak, rabbitbrush, sagebrush, crested wheatgrass, western wheatgrass, slender wheatgrass, fescue, bluegrass, smooth brome, squireltail, and sweetclover. Cheatgrass was also present but not considered in estimating the % ground cover.

Photos were taken to document site conditions.

Conclusions and Recommendations:

This site appears to meet reclamation success standard. File could be closed if operator so desires.

Inspector's Signature

LK:pb

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